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Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Toshikazu KIKUCHI,	)	Re: Information Disclosure
et al.	)	Statement
Serial No.: 10/800,360	)	Group: not yet assigned
	)	
Filed: March 12, 2004	)	Examiner: not yet assigned
	)	
	)	Our Ref: B-3425RE 621782-5
For: "INSERTING DEVICE FOR	)	
DEFORMABLE INTRAOCULAR LENS"	)	Date: August 19, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA, 22313-1450

Sir:

In accordance with the Applicants' duty to disclose information which may be material to the examination of this application, the undersigned respectfully requests that the Examiner consider on the merits the documents listed on the enclosed Form PTO-1449 (modified) before issuing the first Office Action on the merits. Copies of the foreign patent documents and the non-patent publications listed on the enclosed Form PTO-1449 (modified) are enclosed herewith for the Examiner's convenience. Copies of the U.S. patent documents listed on the enclosed Form PTO-1449 (modified) are not enclosed, pursuant to Deputy Commissioner Stephen G. Kunin's Pre OG Notice dated July 11, 2003.

It should be noted that the above-identified application may be related by subject matter to the following U.S. Application(s): 09/032,211, filed February 27, 1998 (now U.S. Patent No. 5,947,975). Pursuant to 37 C.F.R. 1.56(a) and M.P.E.P. 2004, paragraph 9, the applicant brings these co-pending applications to the attention of the Examiner. The Examiner should consider this information during the prosecution of the above-identified application. However, citation of these applications does not constitute an admission that the claims of the present application are substantially similar or similar to those of the applications

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listed above.

Japanese Document No. 04-212350 is not in English. A concise English-language explanation of the relevance of Japanese Document No. 04-212350 can be found in the enclosed English-language abstract.

Japanese Document No. 05-103803 is not in English. A concise English-language explanation of the relevance of Japanese Document No. 05-103803 can be found in the enclosed English-language abstract.

Japanese Document No. 05-103808 is not in English. A concise English-language explanation of the relevance of Japanese Document No. 05-103808 can be found in the enclosed English-language abstract.

Japanese Document No. 05-103809 is not in English. A concise English-language explanation of the relevance of Japanese Document No. 05-103809 can be found in the enclosed English-language abstract.

Japanese Document No. 07-23990 is not in English. A concise English-language explanation of the relevance of Japanese Document No. 07-23990 can be found in the enclosed English-language abstract.

Japanese Document No. 07-23991 is not in English. A concise English-language explanation of the relevance of Japanese Document No. 07-23991 can be found in the enclosed English-language abstract.

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Japanese Document No. 58-146346 is not in English. A concise English-language explanation of the relevance of Japanese Document No. 58-146346 can be found in the enclosed English-language abstract.

The filing of this Information Disclosure Statement (IDS) shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The Applicants believe that this IDS is being submitted before the issuance of a first Office Action on the merits and before the issuance of a Final Rejection or Notice of Allowance. Therefore, no official fees should be due; and this IDS should be considered on the merits. If this IDS is being submitted after the issuance of the first Office Action on the merits and before the issuance of a Final Rejection or Notice of Allowance, please contact the undersigned to authorize a payment of \$180.00 (or any other required amount), which is the fee set forth in 37 C.F.R. § 1.97(c), if the Examiner believes that such a fee is due in order for this IDS to be considered on the merits.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. (Notice of January 9, 1992, 1135 O.G. 13-25, at 25.)

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The person making this statement is the practitioner who signs below on the basis of information supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)) and on the basis of information in the practitioner's file.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on August 19, 2004 by Shana Morda.



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Respectfully submitted,



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Enclosures: Form PTO-1449 (modified) (1 page)  
Copy of Non-U.S. Patent documents listed on Form PTO-1449 (modified)



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Form PTO-1449 (Modified)	ATTY DOCKET NO. B-3425RE 621782-5	U.S. SERIAL NO. 10/800,360
LIST OF PATENTS AND PUBLICATIONS STATEMENT	APPLICANTS Toshikazu KIKUCHI, et al.	
	FILING DATE March 12, 2004	GROUP not yet assigned

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	ISSUE DATE	NAME	CLASS	SUB- CLASS	FILING DATE or 102(e) DATE IF APPROPRIATE
	4,573,998	3/1986	Mazzocco	623	6	
	4,681,102	7/1987	Bartell	128	303 R	
	5,098,439	3/1992	Hill et al.	606	107	
	5,190,552	3/1993	Kelman	606	107	
	5,496,328	3/1996	Kakajima et al.	606	107	
	5,616,148	1/1997	Eagles et al.	606	107	
	5,947,975	9/1999	Kikuchi et al.	606	107	

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	PUBLICATION DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO
	04-212350	8/1992	JP			abstract
	05-103803	4/1993	JP			abstract
	05-103808	4/1993	JP			abstract
	05-103809	4/1993	JP			abstract
	07-23990	1/1995	JP			abstract
	07-23991	1/1995	JP			abstract
	58-146346	8/1983	JP			abstract

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.